Location(s) of Remote Control Point(s):		
Street Address or Location Description (a)		
Old Route 17		
City	County	State
Ferndale	Sullivan	NY
Street Address or Location Description		
75 Second Street		
73 3000114 301 000		
City	County Bergen	State NJ
Dumont	ber gen	
If there are additional remote control points, attach an $\epsilon$	xhibit which describes their locations.	Exhibit No
Location of Antenna Site:		
reet Address or Location Description		
_		
East Mongaup Road	County	State
East Mongaup Road  ity  5.6 km south-southeast of Liberty	County Sullivan	State NY
East Mongaup Road  iv  5.6 km south-southeast of Liberty	County Sullivan	1
East Mongaup Road  ity  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER	Sullivan	NY
East Mongaup Road  ity  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  ertify that I represent the applicant in the capacity indicat	Sullivan  ted below and that I have examined the forego	NY
East Mongaup Road  ity  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  ertify that I represent the applicant in the capacity indicat holical information and that it is true to the best of my liberty	Sullivan  ted below and that I have examined the forego knowledge and belief.	NY
East Mongaup Road  ity  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  ertify that I represent the applicant in the capacity indicat	Sullivan  ted below and that I have examined the forego	NY
East Mongaup Road  ity  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  entify that I represent the applicant in the capacity indicat holical information and that it is true to the best of my lame (please print or type)	Sullivan  ted below and that I have examined the forego knowledge and belief.	NY
East Mongaup Road  ity  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  ertify that I represent the applicant in the capacity indicat holical information and that it is true to the best of my lame (please print or type)  William J. Getz	Sullivan  ted below and that I have examined the forego knowledge and belief.  Signature (check appropriate box below)  Date	NY
East Mongaup Road  ity  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  ertify that I represent the applicant in the capacity indicat holical information and that it is true to the best of my lame (please print or type)  William J. Getz  Eddress (include ZIP Code)  Carl T. Jones Corporation	Sullivan  ted below and that I have examined the forego knowledge and belief.  Signature (check appropriate box below)  Date  October 28, 1994	NY
East Mongaup Road  Ty  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  Bertify that I represent the applicant in the capacity indicat in the capacity indicat in information and that it is true to the best of my lame (please print or type)  William J. Getz  Earl T. Jones Corporation  7901 Yarnwood Court	Sullivan  ted below and that I have examined the forego knowledge and belief.  Signature (check appropriate box below)  Date  October 28, 1994  Telephone No. (include Area Code)	NY
East Mongaup Road  ity  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  ertify that I represent the applicant in the capacity indicat holical information and that it is true to the best of my lame (please print or type)  William J. Getz  Eddress (include ZIP Code)  Carl T. Jones Corporation	Sullivan  ted below and that I have examined the forego knowledge and belief.  Signature (check appropriate box below)  Date  October 28, 1994	NY
East Mongaup Road  Ty  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  Bertify that I represent the applicant in the capacity indicat in the capacity indicat in information and that it is true to the best of my lame (please print or type)  William J. Getz  Earl T. Jones Corporation  7901 Yarnwood Court	Sullivan  ted below and that I have examined the forego knowledge and belief.  Signature (check appropriate box below)  Date  October 28, 1994  Telephone No. (include Area Code)	NY
East Mongaup Road  ity  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  ertify that I represent the applicant in the capacity indicate holical information and that it is true to the best of my lame (please print or type)  William J. Getz  Eddress (include ZIP Code)  Carl T. Jones Corporation  7901 Yarnwood Court  Springfield, VA 22153	Sullivan  ted below and that I have examined the forego knowledge and belief.  Signature (check appropriate box below)  Date  October 28, 1994  Telephone No. (include Area Code)  (703) 569-7704	NY
East Mongaup Road  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  artify that I represent the applicant in the capacity indicat information and that it is true to the best of my lame (please print or type)  William J. Getz  Iddress (include ZIP Code)  Carl T. Jones Corporation  7901 Yarnwood Court  Springfield, VA 22153  Technical Director	Sullivan  ted below and that I have examined the forego knowledge and belief.  Signature (check appropriate box below)  Date October 28, 1994  Telephone No. (include Area Code) (703) 569-7704  Registered Professional Engineer	NY
East Mongaup Road  ity  5.6 km south-southeast of Liberty  CERTFICATION OF PREPARER  entify that I represent the applicant in the capacity indicat holical information and that it is true to the best of my lame (please print or type)  William J. Getz  Earl T. Jones Corporation  7901 Yarnwood Court  Springfield, VA 22153  Technical Director	Sullivan  ted below and that I have examined the forego knowledge and belief.  Signature (check appropriate box below)  Date October 28, 1994  Telephone No. (include Area Code) (703) 569-7704  Registered Professional Engineer	NY

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E FOREGOING NOTICE IS REQUIRED BY THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

000043



STATEMENT OF WILLIAM J. GETZ
IN SUPPORT OF AN
APPLICATION FOR LICENSE
WXTM(FM) - MONTICELLO, NEW YORK
CHANNEL 259A - 6.0 kW - 91 m HAAT

Prepared For: Monticello Mountaintop Broadcasting, Inc.

I am a Radio Engineer, an employee in the firm of Carl T. Jones Corporation, with offices located in Springfield, Virginia. My education and experience are a matter of record with the Federal Communications Commission.

This office has been authorized by Monticello Mountaintop Broadcasting, Inc., to prepare this statement and Section II of FCC Form 302-FM in support of an Application for License to cover the WXTM(FM), Monticello, New York, outstanding Construction Permit (File No. BPH-910214MD, as modified by BMPH-920214IC and extended).

The WXTM(FM) facility has been constructed in accordance with the terms and conditions of the outstanding Construction Permit. The technical parameters of the WXTM(FM) transmission system are provided in Section II of the attached FCC Form 302-FM.

It is submitted that the WXTM(FM) main facility is in compliance with FCC technical standards and is operating in accordance with the terms and conditions as set forth in the outstanding Construction Permit.

DATED: October 28, 1994

000044

William J. Getz

## ATTACHMENT 2



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AUXHLIA DE FEMICES Emallon

November 30, 1994

Mr. Alan J. Schneider, Chief Auxiliary Services Branch Federal Communications Commission 1919 M Street, N.W. Room 408 Washington, DC 20554

Dear Mr. Schneider:

This letter is prepared on behalf of Gerard A. Turro, licensee of W276AQ, Fort Lee, New Jersey. The purpose of this letter is to formally inform the Auxiliary Services Branch that W276AQ now rebroadcasts primary station WXTM(FM), Monticello, New York.

In the event there are any questions concerning this matter, please communicate with the undersigned.

Sincerely,

William J. Gətz

WJG/law

cc: Gerard Turro

Art Goodkind, Esq.

000046

## ATTACHMENT 3



#### February 7, 1995

I, Howard Warshaw, make the following declaration under penalty of perjury:

On January 30, 1995, I called 914 information and asked for the telephone number of radio station WXTM of Monticello. Information gave me (914) 292-0751. I had been told that dialing this number will get me to the Dumont, New Jersey studio of WJUX. A woman answered the phone, "WJUX, this is Karen". I said that I have been instructed to ask the location of the WXTM's public file. She said just a moment and put me on hold for about 60 seconds. A male voice came on and said this is Gerry Turro, who is this? I replied "Mr. Jones". Mr. Turro asked what service he could be and I said that I would like to know the location of WXTM's public file. gentlemen identifying himself as Mr. Turro said the public file was in several places, where was I? replied that I was in Monticello. Mr. Turro said that the public file was kept in the Monticello Public Library. I thanked him and hung up.

Howard Warshaw

ENGINEERING REPORT ON BEHALF OF UNIVERSAL BROADCASTING OF NEW YORK, INC. WVNJ(AM), 1160 KHZ, OAKLAND, NEW JERSEY

FEBRUARY 1995

COHEN, DIPPELL AND EVERIST, P.C.

CONSULTING ENGINEERS

RADIO AND TELEVISION

WASHINGTON, D.C.

000049

#### COHEN, DIPPELL AND EVER ST P. C.

City of Washington ) ss District of Columbia

Donald G. Everist, being duly sworn upon his oath, deposes and states that:

He is a graduate electrical engineer, a Registered Professional Engineer in the District of Columbia, and is President of Cohen, Dippell and Everist, P.C., Consulting Engineers, Radio - Television, with offices at 1300 L Street, N.W., Suite 1100, Washington, D.C. 20005;

That his qualifications are a matter of record in the Federal Communications Commission:

That the attached engineering report was prepared by him or under his supervision and direction and

That the facts stated herein are true of his own knowledge, except such facts as are stated to be on information and belief, and as to such facts he believes them to be true.

> Donald G. Everis District of Columbia. Professional Engineer Registration No. 5714

Subscribed and sworn to before me this 104 day of

My Commission Expires:

## COHEN, DIPPELL AND EVERIST, P. C.

City of Washington

District of Columbia )
Wilson A. La Follette being duly sworn upon his oath, deposes and states:
He is a graduate electrical engineer of the University of Arkansas, an engineer with the firm of Cohen, Dippell and Everist, P.C., Consulting Engineers, Radio - Television, with offices at 1300 L Street, N.W., Suite 1100, Washington, D.C. 20005; and previously employed for nearly 29 years with the Federal Communications Commission.
That his qualifications are a matter of record in the Federal Communications Commission;
That the facts stated herein are true of his own knowledge, except such facts as are stated to be on information and belief, and as to such facts, he believes them to be true.  Wilson A. La Follette
Subscribed and sworn to before me this 10th day of Fabruar, 1995.  And L. Ryang  Notary Public  My Commission Expires: 2/28/98

#### COHEN, DIPPELL AND EVERIST, P. C.

Robert W. Guill being duly sworn upon his oath, deposes and states:

He is employed by the firm of Cohen, Dippell and Everist, P.C., Consulting Engineers, Radio - Television, with offices at 1300 L Street, N.W., Suite 1100, Washington, D.C. 20005;

His qualifications are a matter of record in the Federal Communications Commission;

He made measurements and observations as indicated in the attached engineering report.

Portions of the attached engineering report were prepared by him or under his supervision and direction and;

The facts stated herein are true of his own knowledge, except such facts as are stated to be on information and belief, and as to such facts, he believes them to be true.

Robert W Cuill

Subscribed and sworn to before me this 1995.

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X. ayou

My Commission Expires:

#### COHEN, DIPPELL AND EVERIST, P.C.

#### INTRODUCTION

This Report has been prepared on behalf of Universal Broadcasting of New York, Inc., licensee of radio station WVNJ(AM), 1160 kHz, Oakland, New Jersey. WVNJ(AM) reports that for several months FM translator station W276AQ (BLFT-9315TC), Fort Lee, New Jersey, has been observed operating in a non-traditional translator fashion which violates and abuses FCC rules and policies.

Cohen Dippell and Everist, P.C. ("CDE"), was requested by WVNJ(AM) to assist it in assessing W276AQ's operations. Wilson A. La Follette and Robert W. Guill, employees of CDE, and Mr. Terry Dalton, a technical consultant for WVNJ ("investigators"), performed measurements and monitoring observations related to some of W276AQ's technical operation on February 2, 1995.<sup>1</sup>

#### BACKGROUND

Commercial FM translator station W276AQ is one of several FM translator stations licensed to Gerard A. Turro proximate to Bergen County New Jersey. W276AQ, operates on 103.1 MHz with a licensed meximum power of 35 watts ERP and an antenna height above average terrain (HAAT) of 140 meters. The current primary station associated with W276AQ is commercial FM station WXTM(FM),

 $<sup>^{1/}</sup>$ An affidavit dated February 7, 1995, is included for Mr. Guill attesting to his participation in the monitoring and measurements that were performed.

<sup>&</sup>lt;sup>2</sup>Other translator stations licensed to Gerard Turro in the general area are W232AL, Pomona, NY, and W276AV, Stamford, CT. Applications filed by Turro for Edgewater, NJ, and Hoboken, NJ, were dismissed or denied by the Commission. WJUX(FM), licensed for Channel 204D, Franklin Lakes, NJ, which is controlled by Turro also has a pending application for Channel 205D. A map in Figure 1 is included for convenience. W244AS, Oakhurst, NJ, previously licensed to Gerard Turro, has been transferred to Wesley R. Weis (BALPT-941019TD) who is the current licensee of WXTM(FM).

 $<sup>^{3/}</sup>$ A map from the FCC files depicting the 1 mVm (60 dB $\mu$ ) service contour for W276AQ is shown in Figure 2.

channel 259A, Monticello, Sullivan County, New York. 4 W276AQ is well outside of the predicted 1 mVm contour of WXTM(FM).

#### SUMMARY OF OBSERVATIONS

Monitoring and measurements by the investigators show that the licensee of W276AQ is relaying aural programming material identified as "Juke Box Radio" from a studio located at 75 Second Street, Dumont, New Jersey, directly to FM translator station W276AQ(FM) and aired. This full-time local origination is being accomplished by use of a studio-to-transmitter-link (STL) operating on 951 MHz in violation of § 74.531 of the Commission's rules. W276AQ is also in violation of § 74.1231(b) of the rules because it is employing a direct program feed rather than direct reception of its primary station, WXTM(FM). Simultaneously, the identical aural programming material is aired by WXTM(FM). § W276AQ and the Dumont studio are each located far outside of the WXTM(FM) 1.0 mV/m 60 dBu) contour.

The investigators monitored the transmissions from W276AQ and it was observed that the programming for Juke Box Radio is fully oriented to the Bergen County and the proximate area of New Jersey with significant commercial spots sold to merchants in this area. Promotional announcements, commercials, news broadcasts, etc., aired by W276AQ give the appearance that the translator is a full-service FM station serving Bergen County. Such broadcasting practices and full time local origination clearly fall within the prohibited practices recited in the Report

<sup>&</sup>lt;sup>4</sup>/It appears that initially the primary station was WBAB-FM, Channel 272, Babylon, New York. It was subsequently changed to WJUX(FM). More recently it was changed to WXTM(FM).

<sup>&</sup>lt;sup>5</sup>It is assumed that the programming is sent to WXTM(FM) via telephone lines.

 $<sup>\</sup>underline{6}$ In its FCC 302-FM (File No. BLH-941031KD), WXTM(FM) listed the Dumont address as an alternate remote control point.

and Order in MM Docket No. 88-140, FCC 90-375 regarding the KBUR-AM/KGRS-FM case (see, paragraphs 36-41).

The investigators also observed through monitoring that FM translator station W232AL, Channel 232, Pomona, New Jersey, also licensed to Gerard Turro, was simultaneously carrying the programming for Juke Box Radio identical to that rendered on W276AQ.<sup>2/2</sup> Consequently, the programming practices of W232AL are also in violation of some of these same FCC rules and policies.

It does not appear that the required formal applications using FCC Form 349 have been filed to change the input channels of W276AQ and W232AL in accordance with § 74.1251(b)(6) of the rules.

In conclusion the operation and broadcasting practices of W276AQ and W232AL were observed by the investigators to be in flagrant violation of the FCC rules and policies and immediate action by the Commission is requested. We wish to note that W276AQ's operation has already attracted attention and if the FCC condones this operation it should be prepared for similar operations to "spring up like mushrooms" elsewere.

#### DISCUSSION

Use of Studio-Transmitter-Link. Gerard A. Turro is authorized aural intercity relay station, WMG-499, 951 MHz, associated with W276AQ. The licensed transmitter location is 75 Second St, Dumont, New Jersey. The investigators observed a 951 MHz vertically polarized antenna installed at the Dumont address

<sup>&</sup>lt;sup>7</sup>The transmissions of W276AV were not monitored.

which is oriented in the direction of W276AQ.<sup>87</sup> Moreover, over-the-air monitoring using a hand-held scanner revealed emissions on 951 MHz from the studio location which were identical to those being broadcast by W276AQ.<sup>97</sup>

This clearly indicates that WMG-499 is being used as an STL to relay locally originated programming to W276AQ in violation of § 74.531 of the FCC rules. Moreover, broadcasting such program material by W276AQ is in violation of §74.1231(b) of the FCC rules. This rule states:

"An FM translator may be used for the purpose of retransmitting the signals of a primary FM radio broadcast station or another translator station which have been received directly through space ..." (Emphasis added.)

An exception to this prescription in the rules pertains to non-commercial FM translators on reserved channels. A review of the engineering statement appended to Gerard Turro's application for WMG-499 indicates that W276AQ's primary station at the time of filing was non-commercial station WJUX(FM), Channel 204D, Franklin Lakes, New Jersey. It stated "the ICR will be used to feed 30-second spot announcement originations concerning financial support and operational communications from the WJUX(FM) studio to the W276AQ transmitter".

<sup>&</sup>lt;sup>8/</sup>The antenna appeared to be a Scala type MF960 or equivalent. Recent photographs taken by Mr. Dalton prior to Febrary 2, 1995, which were provided to CDE show that a similar antenna oriented toward the Dumont studio is installed at the W276AQ transmitter site.

<sup>9/</sup>Other communications antennas were also noted on the roof of the Dumont studio, but their purpose or use was not determined.

Since then our research of FCC records indicates that the primary station for W276AQ was changed to commercial station WXTM(FM).  $\frac{10}{}$  In spite of the change of the primary station, the monitoring observations show that the STL is still being employed for full time local program origination.

Local Origination of Programming on W276AQ. As noted above, full-time local program origination by W276AQ through use of the STL, WMG-499, was observed by the investigators. The transmissions of W276AQ were observed to significantly exceed the limits and proscriptions contained in Section 74.1231(f) and (g) of the FCC rules in regard to local origination of aural material.

It was observed that the full-time locally originated programming for W276AQ is entirely oriented to Bergen County, New Jersey, and the surrounding area. Commercials, announcements, and other non-entertainment aural material broadcast all appear to be intended for listeners in the Bergen County area, and the operation has the appearance of a full-service FM station operating in and serving Bergen County. These practices are well demonstrated in the station promotional material and news clippings contained in the attached appendix regarding W276AQ's operation which were provided to the investigators by WVNJ(AM).

The investigators took particular note of these programming practices during their observations because it is believed that they are a clear example of unacceptable practices that the FCC discussed in the Report and Order in MM Docket No. 88-140, FCC 90-375. In paragraphs 36-41 of this R&O, the Commission discussed an

<sup>10/</sup>We are aware that a letter was filed with the Commission advising of the change of the primary station. However, to our knowledge no formal application was filed with the FCC in accordance with § 74.1251(b)(6) of the rules. This rule requires formal application by FCC Form 349 any time the input or output frequency is changed. Changing the primary station to WXTM(FM) would require a change of the input frequency if direct reception is being employed.

example of an abuse of the 30-second limitation on FM translators which was alleged by KBUR-AM/KGRS-FM, Burlington, Iowa. The FCC stated in paragraph 41:

"As with the alleged abuses regarding ownership and financial support, we are also concerned by the purported abuses alleged by KBUR/KGRS. Therefore, we wish to emphasize that any Commission licensee which engages in a practice designed primarily to evade the 30-second limitation potentially subjects itself to the full panoply of Commission enforcement mechanisms. Indeed, because intentional evasion of Commission rules represents behavior which jeopardizes the Commission's ability to discharge its regulatory mandate, we view such behavior with particular disfavor."

Measurement Observations. Measurements and observations were performed by the investigators from the roof of the Hampshire House, 1590 Anderson Avenue, Whiteman Court, Fort Lee, New Jersey. The geographic coordinates of this location are North Latitude: 40° 51′ 02" and West Longitude: 73° 58′ 39". This test site is approximately 0.6 km southeast of the W276AQ transmitter location. The building roof used for the measurements is approximately the same height above ground and as free of obstructions as the W276AQ translator site and, based on experience, the investigators believe that the received signal levels on the two buildings are closely similar.

The following is a list of equipment used in conducting the measurements.

- 1. Hewlett-Packard, Spectrum Analyzer, Model No. 8591A
- 2. Scala CL-FM UCM, Yagi Receive Antenna (88-108 MHz) 50 ohms, SN 1194
- 3. Potomac Instruments, FIM-71, Field Strength Meter
- 4. Sony digital AM/FM receiver

- 5. Radio Shack scanner
- 6. Carver, PSB-11 Synthesized Stereo Receiver
- 7. JPSNTR-1 DSP, noise/tone reducer (noise reduction unit)

Figure 3 contains a plot of the display for the HP spectrum analyzer centered on 99.7 MHz while connected to the Scala CL-FM antenna. The Scala antenna was carefully aligned towards the WXTM(FM) location when the plot was made. The plot shows that the direct received signal level of WXTM(FM) taken from the antenna is nominally -78 dBm (28  $\mu$ V). Also shown in the plot of the spectrum analyzer display is WBAI, Channel 258B (99.5 MHz), New York, New York, with a signal level of -40 dBm (2.24 mV). The ratio between WXTM(FM)'s received signal to WBAI's is approximately -38 dB, whereas, +6 dB is recognized in §73.215 of the FCC rules as the 1st adjacent channel ratio required to be interference free. The high quality Carver stereo receiver was connected to the Scala antenna oriented toward WXTM(FM) and it was observed that the direct received signal of WXTM(FM) was unusable for retransmission on W276AQ due to low signal strength and severe 1st adjacent channel interference from WBAI.

The investigators also noted that W232AL, Pomona, New York, was in operation and monitoring of the translator's signal showed that it was transmitting programming identical to that of W276AQ. Figure 4 is a plot of the HP spectrum analyzer with the Scala antenna oriented towards the W232AL transmitter site. It is shown that the received level taken from the antenna is -60 dBm (224  $\mu$ V). The signal of W232AL was monitored using the Carver receiver. The high aural quality and

 $<sup>\</sup>frac{11}{7}$ The manufacturer's specified gain for the antenna is 7 dB over a dipole with a 25 dB front to back ratio. This is considered typical of commercial FM yagi antennas.

 $<sup>\</sup>frac{12}{FCC}$  records indicate that the primary station for W232AL is WHTZ, Channel 262, Newark, New Jersey. To our knowledge no formal application has been filed to change the input frequency of the translator.

absence of noise observed may indicate that the Pomona W232AL translator is not retransmitting the signal of WXTM(FM). Instead, it may be retransmitting W276AQ or it may be receiving a direct program feed.

Monitoring observations were made from the site on 951 MHz. It was observed that 951 MHz emissions carrying the programming for Juke Box Radio were present at the building roof measurement site. Figure 5 is a plot of the spectrum analyzer display showing the presence of the emissions, however, the indicated signal levels are not relative since an antenna designed for 951 MHz was not employed.<sup>137</sup>

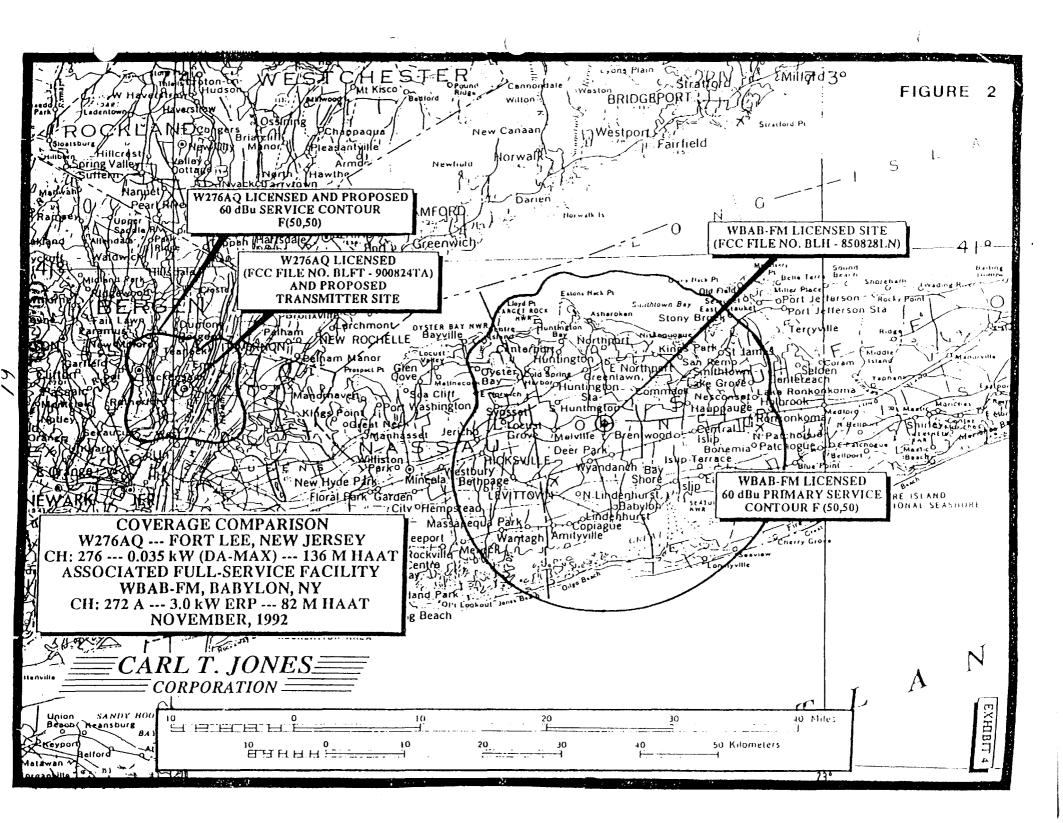


FIGURE 3

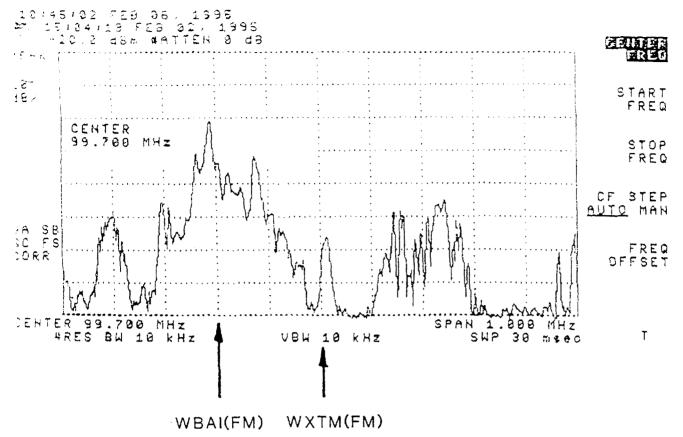


FIGURE 4

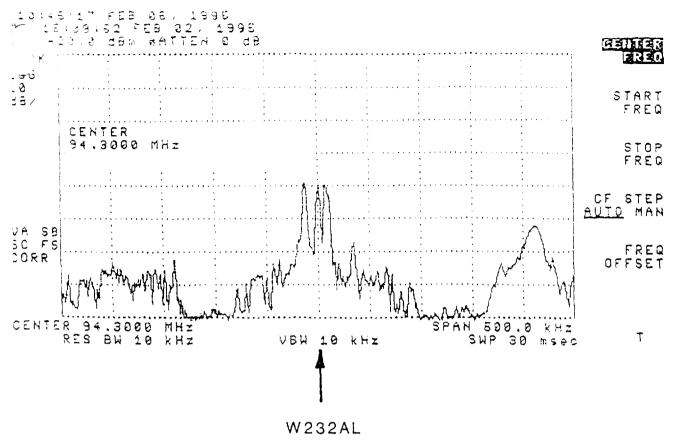
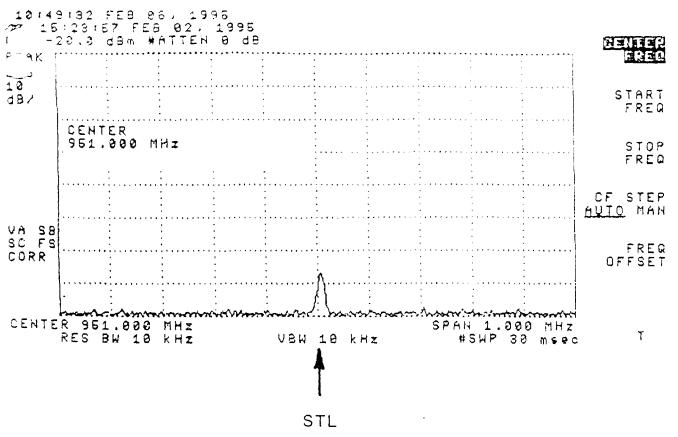


FIGURE 5



NEWSPAPER CLIPPINGS AND PROMOTIONAL MATERIAL FOR W276AQ, FORT LEE, NEW JERSEY

# Your Hometown Radio Station



## The New York Times

## The Little Radio Station That Could

By JAY ROMANO

DUMBART

dio on the second floor of a cinder-block building here, a tiny FM radio station short on power but long on enthusiasm is changing the way tens of thousands of residents in northern New Jersey tune their radios.

The station, WJUX-FM, 103.1, has just celebrated its first anniversary as "Bergen County's Hometown Radio Station." In one year it has attracted 40,000 listeners a week and a cadre of loyal sponsors by broadcasting local news, traffic reports and ballads and big-band hits from the 1930's, 40's and 50's.

In fact, Jukebox Radio, as it calls itself, has been such a hit with residents of the area that the station's owner recently requested Federal Communications Commission permission to increase the station's broadcasting power. That application has the support of state, county and local officials, as well as the backing of some Federal legislators.

"Everybody realizes that it's about time Bergen County had its own radio station," said the owner, Gerry Turro, a determined 39-year-old Oradell resident whose lifelong dream has been to bring FM radio back to its

birthplace in the county.

Achieving that goal has taken Mr. Turro on an odyssey that ranged from a two-day stint in a Dumpster in New York City to an eight-year battle with Washington bureaucrats trying to persuade the F.C.C. that Bergen County needed a radio station it could call its own. Before Jukebox Radio, Bergen was the largest county in the country without a 24-hour FM radio station.

After years of rejection, Mr. Turro stumbled upon a backdoor into radio-land. And now, one year later, Jukebox Radio is being beamed into homes and automobiles from Franklin Lakes to Fort Lee and beyond.

"We were stunned," said Mr. Turro, reflecting on Jukebox Radio's rapid growth and the fact that it has attracted fans in Hudson County, Essex County, Rockland County and even New York City. "We didn't expect it to go much beyond Bergen County."

To understand Mr. Turro's surprise, one needs to know only that some radio stations broadcasting from Manhattan — the radio market closest to the one served by Jukebox Radio — send out 50,000-watt signals. Jukebox Radio broadcasts at a whopoing 35 warrs

a station," Mr. Turro said proudly.

Jukebox Radio's entire broadcast center — studio, sales office, business office, newsroom and executive office — is squeezed into a 1,000-square-foot second-floor loft in Dumont, a quiet, middle-class community in northeastern Bergen County. A small-satellite dish outside is the only hint that something electronic is going on inside

The main studio is a 12-by-14-foot soundproof room. "That's Peter Vann, our afternoon drive guy," Mr. Turro said, opening a door to the studio and pointing to a disk jockey sitting at a console in front of a vintage 1950's microphone. Peter Vann, who moved to Jukebox Radio from another station in Rockland County after a career as a teacher, was just beginning his afternoon shift.

"Jukebox Radio," he said in a voice that could melt lead, "playing only the music that you want to hear."

#### 'Their Own Spotlight'

Next door, in the newsroom, the news director, David Matthau, was preparing the next broadcast of local news

"The whole point of this place is to give people the opportunity to find out what's going on in their own backyard," Mr. Matthau said. "We're giving people who live in the shadow of New York City their own spotlight."

One of the most popular items broadcast by the station, Mr. Turro said, is local traffic information provided by Shadow Traffic.

"People stuck in traffic in Bergen County don't need to know the conditions on the Long Island Expressway," he said, adding that local weather reports are also provided.

But what seems to be the biggest drawing card for Jukebox Radio is its music — big-band hits and sentimental favorites from the 30's, 40's and 50's, like "When You and I Were Young, Maggie," "Praise the Lord and Pass the Ammunition." "It Hadto Be You" and "Moonlight Serenade."

#### Treasures From the Garbage

"And what's really amazing," Mr. Turro said, "is that nearly everything you're listening to came out of the garbage."

He explained that several years ago, while working as an engineer at WNEW radio in New York City, he arrived for work one morning to discover that the walls of the station's

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Tapes and records that were thrown out become a lure for radio listeners.

record library had been stripped bare. That, he said, was the time when WNEW was switching to an all-talk format.

"I asked, 'Where is everything?' "he said. "They told me, 'On the loading dock, in a Dumpster."

Mr. Turro, whose dream of starting a radio station was wanting in one important area — records — dashed to the loading dock.

"I gave the guys \$50 and told them, "Nobody touches this Dumpster until I say so," he recalled. "I went back upstairs, told my boss, 'Don't pay me for two days,' and then I spent the next two days in the Dumpster."

For his labors, Mr. Turro emerged with nearly 4,000 tapes and records.

"The stuff was in the garbage," he said. "It would have been gone forever."



Gerry Turro, the owner of radio station WIUX-FM.